

Commonwealth of Australia

## STATUTORY DECLARATION

*Statutory Declarations Act 1959*

In the matter of:

Trade Wind Communications Ltd  
United States patent application no 10/523153  
A bulk communications process using multiple delivery media

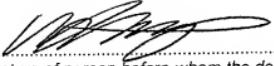
I, David Colvin, of 83 Awaba Street, Mosman NSW 2088, do solemnly and sincerely declare as follows:

- 1 I am the Chief Executive Officer of ConnXion Limited.
- 2 I was asked by our patent attorneys, Freehills Patent and Trade Mark Attorneys, to attempt to contact Michael Stewart, an inventor of the invention described in US patent application 10/523,153.
- 3 Freehills Patent and Trade Mark Attorneys provided my colleague, John McCormack, and I with an extract from the British Telecom telephone directory listing London residential "M Stewart" records. A copy of the extract is attached as **Exhibit A**.
- 4 John McCormack and I divided the list shown at Exhibit A between us in order to share the task of contacting each recorded M Stewart. Attached as **Exhibit B** is the list of those M Stewart records which I was responsible for contacting.
- 5 On 17 and 18 December 2007 I phoned each number appearing in the list of Exhibit B in an attempt to contact the M Stewart and determine whether they were the Michael Robert Stewart for whom I was searching. Exhibit B also shows notes from my attempts at contacting each M Stewart in my portion of the list.
- 6 As can be seen from Exhibit B, none of the "M Stewart" records I was able to contact was a record for the Michael Robert Stewart whom I was looking for.
- 7 Despite being annotated with a general "No Reply" comment, I made multiple attempts to contact each M Stewart in the list provided in **Exhibit B**.
- 8 I hereby declare that all statements made herein of my own knowledge are true, and that all statements made herein on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such wilful false statements may jeopardise the validity or enforceability of the application or any patent issued thereon.

I understand that a person who intentionally makes a false statement in a statutory declaration is guilty of an offence under section 11 of the *Statutory Declarations Act 1959*, and I believe that the statements in this declaration are true in every particular.

Declared at Sydney on 25 of February 2008  
Place Day Month and year

Before me:

  
.....  
Signature of person before whom the declaration is made

Carl David Harrap

Registered Patent Attorney

Title of person before whom the declaration is made

  
.....  
Signature of person making the declaration

David Richard Colvin

.....  
Full name of declarant

Commonwealth of Australia  
**STATUTORY DECLARATION**

*Statutory Declarations Act 1959*

In the matter of  
Trade Wind Communications Ltd  
United States patent application no 10/523153  
A bulk communications process using multiple delivery media

**EXHIBIT A**

The attached is Exhibit A referred to in the Statutory Declaration of David Colvin declared on the  
25<sup>th</sup> day of February 2008.

Before me: 

The list of London residential "M Stewart" records from the British Telecommunications directory.

Home Fersiwn Cymraeg



You are here: Hon 3 &gt; Residential Name &gt; stewart in London

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Business type | Business name | Residential name | International codes | UK codes

Search me

stewart

Location

LONDON

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Searched for stewart in London

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1. **M Scott-Stewart**  
Tel: (020) 8673 8503 - Text Number  
13 Abbotsmead St, London, SW4 9LA - Map
2. **M Stewart**  
Tel: (020) 8279 8187 - Text Number  
58 Wadham St, London, E17 4HT - Map
3. **M Stewart**  
Tel: (020) 7737 1704 - Text Number  
6 Wynter Holtyoun Rd, London, SW9 0UR - Map
4. **M Stewart**  
Tel: (020) 8248 0484 - Text Number  
A Base, W13 LW - Map
5. **M Stewart**  
Tel: (020) 7837 3362 - Text Number  
95 Foundling St Brunswick Cntr, London, WC1N 1AN - Map
6. **M Stewart**  
Tel: (020) 7168 4128 - Text Number  
434 Cable St, London, E1W 3DR - Map
7. **M Stewart**  
Tel: (020) 3742 7946 - Text Number  
173 Chiswick Village, London, W4 3DG - Map
8. **M Stewart**  
Tel: (020) 7227 6716 - Text Number  
3 Clarendon Rd, London, W11 4JA - Map
9. **M Stewart**  
Tel: (020) 3200 1626 - Text Number  
25 Colin Cres, London, NW9 6EU - Map
10. **M Stewart**  
Tel: (020) 3205 9897 - Text Number  
25 Colin Cres, London, NW9 6EU - Map

28/12/07 10.05am Woman advises not Michael Stewart.

23/12 10.10am No answer  
29/12 5pm No answer  
5/1/08 6.35pm No answer  
28/12 - 10.11am Male advises he is not Michael Stewart

28/12 10.20am No Answer  
29/12 5.05pm Male advises no Michael here there

23/12 10.25am Male advises he is Michael but never been to Australia

28/12 10.35am No Answer  
29/12 5.10pm No Answer  
5/1/08 6.40pm No Answer

28/12 10.37am Female advises not Michael Stewart at the address

28/12 10.40am Female advised Michael (was away - never been to Aust).

28/12 10.52am Male advises he is not Michael Stewart nor knows any Michael Stewart.



Home Persiwn Cyfresg



You are here: Home &gt; Residential Name &gt; stewart in London

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Business type | Business name | Residential name | International codes | UK codes



Surname

stewart

Location

LONDON

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11. M Stewart 28/11/07 6.05pm No answer  
Tel: (020) 8876 0124 - Text Number 15 Colston Road, London, SW14 7PQ - Map 29/11 5.15pm No answer  
5/11/08 6.42pm Male advises 6.42pm Never been to Am

12. M Stewart 28/11/07 6.08pm  
Tel: (020) 8870 9242 - Text Number 142 Engadine St, London, SW18 5DT - Map Female advises no Michael  
stewart living there

13. M Stewart 28/12/07 6.15pm  
Tel: (020) 8690 6408 - Text Number 93 Elthurst R, London, SE4 1SD - Map Male advises he is not Michael

14. M Stewart 28/1/08 6.20pm  
Tel: (020) 3947 8168 - Text Number 606 Garratt L, London, SW17 0NX - Map Male advises he is not Michael

15. M Stewart 28/1/08 6.20pm  
Tel: (020) 3514 7017 - Text Number 16 Gladding Rd, London, E12 5DD - Map Female advises that michael never involved in IT development

16. M Stewart 28/1/08 6.40pm No answer  
Tel: (020) 3368 8433 - Text Number 9b Goldsmith Rd, N11 3JA - Map 5/1/08 6.50pm Female advises no Michael living there

17. M Stewart 28/12 6.42pm Hung up  
Tel: (020) 7731 3834 - Text Number 47 Hamble St, London, SW6 2RT - Map Thought I was cold calling

18. M Stewart 28/12 6.50pm No answer  
Tel: (020) 3809 9830 - Text Number 58 Heron Dr, London, N4 2FZ - Map 5/1/08 6.58pm Male advises not Michael I am looking for. Not in

19. M Stewart 29/12 4.45pm  
Tel: (020) 7607 5933 - Text Number 24a Horsell Rd, London, NS15 1XP - Map Female advises no Michael living there

20. M Stewart 29/12 4.50pm No answer  
Tel: (020) 1652 5071 - Text Number 94 Lugard Rd, London, SE15 2SZ - Map 5/1/08 7.05pm Female advises no male living there

Are you looking for new customers?

Phone Calls made on  
Home Fersiwn Cyfrifiog 17th & 18th December  
between 8pm & 10pm (Systech time)



You are here: Home > Residential Name > stewart in London

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The People's Search Engine

Business type | Business name | Residential name | International codes | UK codes

Search me: stewart

Location: LONDON

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21. M Stewart

Tel: (020) 7498 5937 - Text Number  
94 Mawbey St, London, SW8 2TR - Map

No such person

22. M Stewart

Tel: (020) 7630 6775 - Text Number  
6/9 Moreton St, London, SW1V 2PW - Map

No reply

23. M Stewart

Tel: (020) 3340 4746 - Text Number  
2 The Heights Mount Vw Rd, London, N4 4JU - Map

No reply

Are you looking for new customers?

24. M Stewart

Tel: (020) 2244 6511 - Text Number  
92a Muirkirk F 1, London, SE6 1BH - Map

No reply

25. M Stewart

Tel: (020) 7736 5721 - Text Number  
198 Münster F 1, London, SW6 6AU - Map

No such person

26. M Stewart

Tel: (020) 1543 8773 - Text Number  
21/32 Pelham Id, London, SW19 1SX - Map

No reply

27. M Stewart

Tel: (020) 481 9165 - Text Number  
408/1 Pepys St, EC3N 2NU - Map

No reply

28. M Stewart

Tel: (020) 1741 5613 - Text Number  
5 Adela Ho Quen Caroline St, London, W6 9EH - Map

No such person

29. M Stewart

Tel: (020) 1837 8910 - Text Number  
2/7a River St, London, EC1R 1XN - Map

No reply

30. M Stewart

Tel: (020) 1533 0722 - Text Number  
12F Silk Mills 1, London, E9 5NX - Map

No reply

You are here: Home &gt; Residential Name &gt; stewart in London

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The Phone Book

Business type | Business name | Residential name | International codes | UK codes

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Searched for stewart in London

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**31. M Stewart**

Tel: (020) 3521 5078 - Text Number  
80 Tenby Ct 1 mby Rd, London, E17 7AU - Map

No such person

**32. M Stewart**

Tel: (020) 3806 4226 - Text Number  
38/20 Theydon Rd, E5 9NY - Map

No reply

**33. M Stewart**

Tel: (020) 3856 6846 - Text Number  
401b Well Hall Rd, London, SE9 6TY - Map

No reply

Are  
you  
looking  
for  
new  
customers?

**34. M Stewart**

Tel: (020) 7485 0579 - Text Number  
68 Cressfield Gt, London, NW5 4BW - Map

No reply

**36. M.A Stewart**

Tel: (020) 7373 6985 - Text Number  
25 Redcliffe St, London, SW10 9DR - Map

No reply

**37. M.A Stewart**

Tel: (020) 7241 1044 - Text Number  
3 Stanford Rd, London, SW16 4PZ - Map

No such person

**38. M.B Stewart**

Tel: (020) 603 4537 - Text Number  
5b Fitzjames St, London, W14 0RP - Map

No such person

**39. M.C Stewart**

Tel: (020) 471 5039 - Text Number  
105 Kensington Av, London, E12 6NL - Map

No such person

**40. M.J Stewart**

Tel: (020) 882 0823 - Text Number  
4 Kingsbridge St Barrowell Gt, London, N21 3AR - Map

No reply

Search History

Clear History

You are here: Home &gt; Residential Name &gt; stewart in London



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Surname

stewart

Location

LONDON


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Searched for stewart in London

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## 41. M.J Stewart

Tel: (020) 7222 7480 - Text Number  
 2 lesley court strutton Ground, London, SW1P 2HZ - Map

No Reply

## 42. M.J.N Stewart

Tel: (020) 7735 6191 - Text Number  
 110 Fentiman Rd, London, SW8 1QA - Map

No Reply

## 43. M.N Stewart

Tel: (020) 7703 0072 - Text Number  
 13a Lyndhurst Wy, London, SE15 5AG - Map

No such person

Are you looking for new customers?

## 44. M.V Stewart

Tel: (020) 1698 6094 - Text Number  
 145 Thomsberch Rd, London, SE6 1HB - Map

No Reply

## 45. M.W Stewart

Tel: (020) 1371 0148 - Text Number  
 49a Redbourn Av, London, N3 2BP - Map

No such person

## 46. Martin Stewart

Tel: (020) 1946 7788 - Text Number  
 49 Franche Ct, London, SW17 0JX - Map

No such person

## 47. Maurice J S Stewart

Tel: (020) 1622 1356 - Text Number  
 Fl 1/14 Clapham 1 Com Nth Side, London, SW4 0RF - Map

N/A

## 48. Michael Stewart

Tel: (020) 1769 9503 - Text Number  
 3 Curtis Field F 1, London, SW16 2TE - Map

No such person

## 49. M.A Stewart-Muir

Tel: (020) 1672 7855 - Text Number  
 24 Morling Rd, London, SW17 8DL - Map

No reply

## 50. M Stewart- Ingar

Tel: (020) 1659 6858 - Text Number  
 108 Westwood 4f, London, SE26 6PE - Map

N/A

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**EXHIBIT B**

The attached is Exhibit B referred to in the Statutory Declaration of David Colvin declared on the  
25<sup>th</sup> day of February 2008.

Before me: 

The list of "M Stewart" records from the British Telecommunications directory I was  
responsible for contacting (with annotations).

Phone Call made on  
Home Fersiwn Cyfnewydd 17th & 18th December  
between 8pm & 10pm (Syddolwyd time) BT

You are here: Home > Residential Name > stewart in London

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The Phone Book Business type | Business name | Residential name | International codes | UK codes

Search:  Location:   Help Preferences Advanced Search

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**21. M Stewart**

Tel: (020) 7498 5937 - Text Number  
94 Mawbey St, London, SW8 2TR - Map

*No such person*

**22. M Stewart**

Tel: (020) 7630 6775 - Text Number  
6/9 Moreton St, London, SW1V 2PW - Map

*No reply*

**23. M Stewart**

Tel: (020) 8340 4746 - Text Number  
2 The Heights Mount Vw Rd, London, N4 4JU - Map

Are you looking for new customers?

*No reply*

**24. M Stewart**

Tel: (020) 8244 6511 - Text Number  
92a Muirkirk Rd, London, SE6 1BH - Map

*No reply*

**25. M Stewart**

Tel: (020) 7736 5721 - Text Number  
198 Munster Rd, London, SW6 6AU - Map

*No such person*

*No reply*

**26. M Stewart**

Tel: (020) 8543 8773 - Text Number  
21/32 Pelham Rd, London, SW19 1SX - Map

*No such person*

*No reply*

**27. M Stewart**

Tel: (020) 7481 9165 - Text Number  
408/1 Pepys St, EC3N 2NU - Map

*No reply*

*No reply*

**28. M Stewart**

Tel: (020) 7741 5613 - Text Number  
5 Adela Ho Quan Caroline St, London, W6 9EH - Map

*No such person*

*No reply*

**29. M Stewart**

Tel: (020) 837 8910 - Text Number  
2/70 River St, London, EC1R 1XN - Map

*No reply*

*No reply*

**30. M Stewart**

Tel: (020) 8533 0722 - Text Number  
12F Silk Mills St, London, E9 5NX - Map

You are here: Home &gt; Residential Name &gt; stewart in London

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The Phone Book  Business type  Business name  Residential name  International codes  UK codes

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*No such person***32. M Stewart**

Tel: (020) 3806 4226 - Text Number  
38/20 Theydon Rd, E5 9NY - Map

*No reply***33. M Stewart**

Tel: (020) 3856 6846 - Text Number  
401b Well Hall Rd, London, SE9 6TY - Map

*No reply*

Are  
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looking  
for  
new  
customers?

**34. M Stewart**

35. Tel: (020) 7485 0579 - Text Number  
68 Cressfield Gt, London, NW5 4BW - Map

*No reply***36. M.A Stewart**

Tel: (020) 7373 6985 - Text Number  
25 Redcliffe St London, SW10 9DR - Map

*No reply***37. M.A Stewart**

Tel: (020) 7241 1044 - Text Number  
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*No such person***38. M.B Stewart**

Tel: (020) 603 4537 - Text Number  
5b Fitzjames St, London, W14 0RP - Map

*No such person***39. M.C Stewart**

Tel: (020) 7471 5039 - Text Number  
105 Kensington Av, London, E12 6NL - Map

*No such person***40. M.J Stewart**

Tel: (020) 7882 0823 - Text Number  
4 Kingsbridge Ct Barrowell Gt, London, N21 3AR - Map

*No reply*

Search History

Clear History

You are here: Home &gt; Residential Name &gt; stewart in London

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 Business type | Business name | Residential name | International codes | UK codes


Surname

stew art

Location

LONDON

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No Reply

## 42. M.J.N Stewart

Tel: (020) 7735 6191 - Text Number  
 110 Pentiman Rd, London, SW8 1QA - Map

No Reply

## 43. M.N Stewart

Tel: (020) 7703 0072 - Text Number  
 13a Lyndhurst Wy, London, SE15 5AG - Map

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Tel: (020) 1946 7788 - Text Number  
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## 47. Maurice J S Stewart

Tel: (020) 622 1356 - Text Number  
 Fl 1/14 Clapham Com Nth Side, London, SW4 0RF - Map

n/a

## 48. Michael Stewart

Tel: (020) 769 9503 - Text Number  
 3 Curtis Field Fl, London, SW16 2TE - Map

No such person

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 24 Moring Rd, London, SW17 8DL - Map

No reply

## 50. M Stewart- Ingar

Tel: (020) 1 659 6858 - Text Number  
 108 Westwood 4, London, SE26 6PE - Map

n/a